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December 13, 2012

Via ECF

Honorable Jacqueline Scott Corley
United States Magistrate Judge
United States District Court
Northern District of California

Re: *Resilient Floor Covering Pension Trust Fund Board of Trustees, et al.*
v. Michael's Floor Covering, Inc.
U.S. District Court, Northern District of California, San Francisco Division
Case No. CV-11-5200-JSC

Dear Judge Corley:

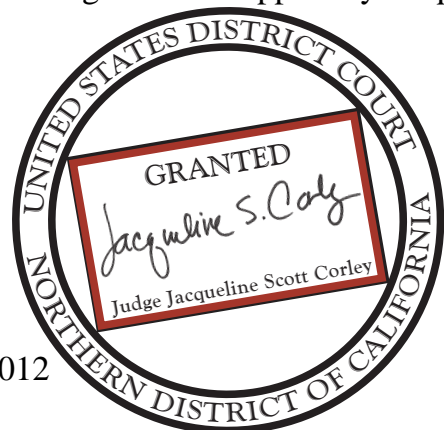
I continue to be the lead attorney for Defendant Michael's Floor Covering, Inc. Defendant's Motion for an Award of Attorney's Fees and Non-Taxable Costs is set for hearing on Thursday, January 31, 2013, at 9:00 a.m. Since my office is located in Portland, Oregon, I respectfully request the Court grant leave for me to participate by phone via Court Call. Plaintiffs' counsel does not object to this request.

Sincerely,

/s/ Robert B. Miller

Robert B. Miller

Counsel shall contact Court Call at 888-882-6878 to make arrangements to appear by telephone.



Dated: December 14, 2012